

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

STEPHEN McCOLLUM,
STEPHANIE KINGREY, AND
SANDRA MCCOLLUM,
INDIVIDUALLY AND AS
HEIRS AT LAW TO THE
ESTATE OF LARRY GENE
McCOLLUM,
Plaintiffs,

§
§
§
§
§
§ CIVIL ACTION NO.
§ 3:12-CV-02037

VS.

BRAD LIVINGSTON, JEFF
PRINGLE, RICHARD CLARK,
KAREN TATE, SANDREA
SANDERS, ROBERT EASON,
THE UNIVERSITY OF TEXAS
MEDICAL BRANCH AND THE
TEXAS DEPARTMENT OF
CRIMINAL JUSTICE,
Defendants.

§

* * * * *

ORAL AND VIDEOTAPED DEPOSITION OF
RICHARD C. THALER
VOLUME 1

October 18, 2013

* * * * *

ORAL AND VIDEOTAPED DEPOSITION OF RICHARD C.
THALER, produced as a witness at the instance of the
PLAINTIFFS, and duly sworn, was taken in the
above-styled and numbered cause on October 18, 2013,
from 9:00 a.m. to 4:35 p.m., before Brenda J. Wright,
RPR, CSR in and for the State of Texas, reported by
machine shorthand, at the Office of the Attorney
General, 300 West 15th Street, Suite 1200, Austin,

Stephen McCollum, et al. v.
Brad Livingston, et al.

Richard C. Thaler
October 18, 2013

1 Texas, pursuant to the Federal Rules of Civil
2 Procedure and the provisions stated on the record or
3 attached herein.

4 APPEARANCES

5 For the Plaintiffs:

6 Mr. Jeff Edwards
7 THE EDWARDS LAW FIRM
8 The Haehnel Building
9 1101 East 11th Street
Austin, Texas 78702
512-623-7727/512-623-7729 (fax)
jeff@edwards-law.com

-and-

10 Mr. Scott Medlock
11 TEXAS CIVIL RIGHTS PROJECT
1405 Montopolis Drive
Austin, Texas 78741
512-474-5073/512-474-0726 (fax)

12 For the Defendants Jeff Pringle, Richard Clark, Karen
13 Tate, Sandrea Sanders, Robert Eason and Texas
14 Department of Criminal Justice:

15 Mr. Bruce R. Garcia
16 Assistant Attorney General
17 OFFICE OF THE ATTORNEY GENERAL OF TEXAS
18 Law Enforcement Defense Division 012
Post Office Box 12548
300 West 15th Street
Austin, Texas 78711-2548
512-463-2080/512-495-9139 (fax)
bruce.garcia@texasattorneygeneral.gov

19 For the Defendants Brad Livingston, William Stephens
20 and Richard Thaler:

21 Mr. Demetri Anastasidis
22 Assistant Attorney General
23 OFFICE OF THE ATTORNEY GENERAL OF TEXAS
24 Law Enforcement Defense Division 012
Post Office Box 12548
300 West 15th Street
Austin, Texas 78711-2548
512-463-2153/ 512-495-9139 (fax)
demitri.anastasidis@texasattorneygeneral.gov

25 WRIGHT WATSON & ASSOCIATES

(800) 375-4363 3307 Northland Dr., Ste. 185 Austin, TX 78731-4946 (512) 474-4363
e4b80f89fea3-48f6-8dfc-0e54f7ce7f83

Stephen McCollum, et al. v.
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1 APPEARANCES - CONTINUED

2 For the Defendant University of Texas Medical Branch:

3 Ms. Kim Coogan

4 -and-

5 Ms. Erika Hime

6 -and-

7 Ms. Lacey Mase

8 Assistant Attorney General

9 Law Enforcement Defense Division

10 OFFICE OF THE ATTORNEY GENERAL OF TEXAS

11 Post Office Box 12548

12 Austin, Texas 78711-2548

13 512-463-2080/512-495-9139 (fax)

14 kim.coogan@texasattorneygeneral.gov

15 Videographer:

16 Mr. Patrick Knapick

17 Also Appearing:

18 Ms. Deborah Woltersdorf

19 Paralegal, OFFICE OF THE ATTORNEY GENERAL

20 deborah.woltersdorf@texasattorneygeneral.gov

21 Mr. Josh Barron

22 Mr. Tobias D. Hunziker

23 TEXAS DEPARTMENT OF CRIMINAL JUSTICE

24 Mr. William Stephens

25 TEXAS DEPARTMENT OF CRIMINAL JUSTICE

Mr. Neal Spradlin

Mr. Kyle Smith

WRIGHT WATSON & ASSOCIATES

(800) 375-4363 3307 Northland Dr., Ste. 185 Austin, TX 78731-4946 (512) 474-4363
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1 STIPULATIONS

2 The attorneys for all parties present stipulate
3 and agree to the following items:

4

5 That the deposition of RICHARD C. THALER is
6 being taken pursuant to Notice;

7

8 That the deposition is being taken pursuant to
9 the Federal Rules of Civil Procedure;

10

11 That the original transcript will be submitted
12 to the witness' attorney, MR. DEMETRI ANASTASIDIS;

13

14 That the witness or the witness' attorney will
15 return the signed transcript to the court reporter
16 within 30 days of the date the transcript is provided
17 to the witness' attorney. If not returned, the
18 witness may be deemed to have waived the right to make
19 the changes, and an unsigned copy may be used as
20 though signed.

Stephen McCollum, et al. v.
Brad Livingston, et al.

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October 18, 2013

1 INDEX

3 Appearances.....	2
Stipulations.....	3
4 RICHARD C. THALER	
5 Examination by Mr. Edwards.....	6
6 Examination by Ms. Coogan.....	255
7 Examination by Mr. Garcia.....	262
Changes and Corrections.....	266
Witness' Signature.....	267
Reporter's Certificate.....	268

9 EXHIBITS

10	NO.	DESCRIPTION	PAGE MARKED
11	50.....	Heat Precaution 2011 - Reminder	62
12	51.....	Security Memorandum - November 4, 2011	137
13	52.....	August 16, 2011 letter	174
14	53.....	Correctional Institutions Division Regional Director's Meeting - July 16, 2010	185
15	54.....	Correctional Institutions Division Regional Director's Meeting - August 12, 2010	191
16	55.....	Correctional Institutions Division Regional Director's Meeting - May 12, 2011	202
17	56.....	Correctional Institutions Division Regional Director's Meeting - July 14, 2011	209
18	57.....	Correctional Institutions Division Regional Director's Meeting - August 11, 2011	218
19	58.....	Correctional Institutions Division Regional Director's Meeting - March 15, 2012	229

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Stephen McCollum, et al. v.
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Richard C. Thaler
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1 RICHARD C. THALER

2 EXHIBITS - CONTINUED

3	4	NO.	DESCRIPTION	PAGE 5	MARKED
6	7	59.....	Correctional Institutions Division Regional 8 Director's Meeting - April 12, 2012	235	
9	10	60.....	Correctional Institutions Division Regional 11 Director's Meeting - June 14, 2012	238	
12	13	61.....	Correctional Institutions Division Regional 14 Director's Meeting - August 16, 2012	242	
15	16	62.....	Correctional Institutions Division Regional 17 Director's Meeting - April 11, 2013	249	
18	19	63.....	Mediation Proposal Update	260	

20 WRIGHT WATSON & ASSOCIATES

21 (800) 375-4363 3307 Northland Dr., Ste. 185 Austin, TX 78731-4946 (512) 474-4363
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Stephen McCollum, et al. v.
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1 In 1989, I promoted to major of
2 correctional officers at the Retrieve Unit there in
3 Angleton, Texas.

4 And in 1990, I was promoted to
5 assistant warden at the Pack 2 Unit.

6 In 1992, I was promoted to senior
7 warden at the Smith Unit in Lamesa, Texas.

8 I served in that capacity until 1994,
9 when I was promoted to a warden's position at the
10 Ramsey I Unit back in Brazoria County.

11 In 1996, again, I was promoted to the
12 position of warden, senior warden, at the
13 Telford Unit, T-e-l-f-o-r-d, Unit in Bowie County,
14 Texas.

15 And in 1999, I was transferred to the
16 Estelle Unit in Walker County as a warden.

17 In 2003, I was promoted to regional
18 director for Region I, which encompassed into the
19 Huntsville area.

20 In 2006, I was promoted to division
21 director of the Manufacturing Logistics Division,
22 there in Huntsville, Texas.

23 And in 2000 -- July of 2009, I was
24 promoted into the director's position of the
25 Correctional Institutions Division and served in that

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Stephen McCollum, et al. v.
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1 capacity until my retirement in May of this year,
2 2013.

3 Q. All right. So let's go back to 2003 when I
4 believe you told me that you became the regional
5 director of the region that would include Huntsville?

6 A. Right.

7 Q. Who would be serving in that position today,
8 or has kind of the structural situation changed?

9 A. As far as the named individual?

10 Q. Sure.

11 A. I believe Richard Alford is currently the
12 Region I director.

13 Q. Okay.

14 A. At least he was when I left in May.

15 Q. Walk me through -- each region has its own
16 director?

17 A. Correct. There is six regions across the
18 state of Texas.

19 Q. Okay. So we've met Mr. Eason in this case.
20 Is he a regional director?

21 A. Yes, sir.

22 Q. Currently? Okay. Or -- okay.

23 A. Well, I say currently --

24 Q. He was one of the six --

25 A. I believe since I left, I believe he --

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REPORTER'S CERTIFICATION
ORAL AND VIDEOTAPED DEPOSITION OF
RICHARD C. THALER

VOLUME 1

October 18, 2013

I, BRENDA J. WRIGHT, Certified Shorthand

Reporter in and for the State of Texas, hereby certify
to the following:

That the witness, RICHARD C. THALER, was duly sworn by the officer and that the transcript of the oral deposition is a true record of the testimony given by the witness;

I further certify that pursuant to Federal Rules of Civil Procedure, Rule 30(e)(1)(A) and (B) as

Stephen McCollum, et al. v.
Brad Livingston, et al.

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October 18, 2013

1 well as Rule 30(e)(2) that the signature of the
2 deponent:

3 X was requested by the deponent and/or a
4 party before completion of the deposition and is to be
5 returned within 30 days from date of receipt of the
6 transcript. If returned, the attached Changes and
7 Corrections and Signature pages contain any changes
8 and the reasons therefor;

9 _____ was not requested by the deponent and/or a
10 party before the completion of the deposition.

11 That \$_____ is the deposition
12 officer's charges for preparing the original
13 deposition transcript and any copies of exhibits,
14 charged to PLAINTIFFS;

15 That pursuant to information given to the
16 deposition officer at the time said testimony as
17 taken, the following includes all parties of record:

18 For the Plaintiffs:

19 Mr. Jeff Edwards
20 THE EDWARDS LAW FIRM
21 The Haehnel Building
22 1101 East 11th Street
23 Austin, Texas 78702
24 512-623-7727/512-623-7729 (fax)
25 jeff@edwards-law.com
 -and-

22 Mr. Scott Medlock
23 TEXAS CIVIL RIGHTS PROJECT
24 1405 Montopolis Drive
25 Austin, Texas 78741
 512-474-5073/512-474-0726 (fax)

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1 For the Defendants Jeff Pringle, Richard Clark, Karen
2 Tate, Sandrea Sanders, Robert Eason and Texas
2 Department of Criminal Justice:

3 Mr. Bruce R. Garcia
4 Assistant Attorney General
5 OFFICE OF THE ATTORNEY GENERAL OF TEXAS
6 Law Enforcement Defense Division 012
7 Post Office Box 12548
8 300 West 15th Street
9 Austin, Texas 78711-2548
10 512-463-2080/512-495-9139 (fax)
11 bruce.garcia@texasattorneygeneral.gov

12 For the Defendants Brad Livingston, William Stephens
13 and Richard Thaler:

14 Mr. Demetri Anastasidis
15 Assistant Attorney General
16 OFFICE OF THE ATTORNEY GENERAL OF TEXAS
17 Law Enforcement Defense Division 012
18 Post Office Box 12548
19 300 West 15th Street
20 Austin, Texas 78711-2548
21 512-463-2153/ 512-495-9139 (fax)
22 demitri.anastasidis@texasattorneygeneral.gov

23 For the Defendant University of Texas Medical Branch:

24 Ms. Kim Coogan
25 Assistant Attorney General
OFFICE OF THE ATTORNEY GENERAL OF TEXAS
Law Enforcement Defense Division
Post Office Box 12548
Austin, Texas 78711-2548
512-463-2080/512-495-9139 (fax)
kim.coogan@texasattorneygeneral.gov

26 I further certify that I am neither attorney
27 nor counsel for nor related to nor employed by any of
28 the parties to the action in which this deposition is
29 taken;

30 Further, I am not a relative nor an employee of
31 any attorney of record in this cause, nor am I
32 financially or otherwise interested in the outcome of

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1 the action.

2 Certified to by me this 29TH day of OCTOBER,
3 2013.



4 BRENDAL J. WRIGHT, Texas CSR No. 1780
5 Expiration Date: 12-31-14
6 WRIGHT WATSON & ASSOCIATES
7 Firm Registration No. 225
8 Expiration Date: 12-31-13
3307 Northland Drive
Suite 185
Austin, Texas 78731
512-474-4363/51-474-8802 (fax)
www.wrightwatson.com

9 JOB NO. 131018BJW
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(800) 375-4363 3307 Northland Dr., Ste. 185 Austin, TX 78731-4946 (512) 474-4363
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